

MIDDLETON REUTLINGER

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TO: Name: Examiner Daniel L. Greene
Address: U.S. Patent and Trademark Office
Fax # 703-872-9318 (before final)
Date: September 26, 2003

Time:

OFFICIAL

FROM: Name: John F. Salazar, Reg. No. 39,353

NUMBER OF PAGES (including cover sheet): 27

☒ ORIGINAL REPLY WILL NOT FOLLOW
☒ ORIGINAL DRAWINGS WILL FOLLOW BY:

☒ EXPRESS MAIL

RE: U.S. Patent Application No. 09/695,539
Atty. Dkt. No. 1009-02-01 (ZL730/01001)

REMARKS: This facsimile is in response to the Office Action mailed March 26, 2003. The following documents are submitted for consideration:

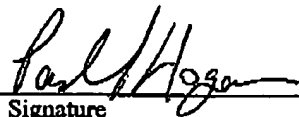
- | | |
|---|---------------------------------------|
| 1. PTO/SB21 (Transmittal Form) | 5. PTO-2038 (Credit Card Information) |
| 2. PTO/SB/17 (Fee Transmittal) | 6. Reply to Office Action |
| 3. PTO/SB/22 (Petition for Extension of Time) | 7. Five 5 sheets of drawings |
| 4. PTO/SB/06 (Fee Determination) | |

We are faxing a copy of the formal corrected drawings and sending the original set by Express Mail today to the official draftsman.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are facsimile-transmitted to the United States Patent and Trademark Office on the date shown below.

Pamela J. Hogan
Intellectual Property Assistant
Person Signing


Signature

9-26-2003
Date

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SEP 26 2003

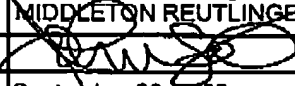
PTO/SB/21 (08-03)


Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/695,539	
	Filing Date	10/24/2000	
	First Named Inventor	Stefanovic, Zeljko	
	Art Unit	3621	
	Examiner Name	Greene, Daniel L.	
Total Number of Pages In This Submission	26	Attorney Docket Number	1009-02-01 (ZL730/01001)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/06
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	John F. Salazar, Reg. No. 39,353 MIDDLETON REUTLINGER	
Signature		
Date	September 26, 2003	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Pamela J. Hogan	
Signature		Date 9-26-2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (08-03)

Approved for use through 07/31/2008. OMB 0651-0032

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FEE TRANSMITTAL

for FY 2003

Effective 01/10/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 474.00)

Complete if Known

Application Number	09/695,530
Filing Date	10/24/2000
First Named Inventor	Stefanovic, Zeljko
Examiner Name	Greene, Daniel L.
Art Unit	3621
Attorney Docket No.	1009-02-01 (ZL730/01001)

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number _____

Deposit Account Name _____

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims 28 - 20** = 8 X 9 = 9

Independent Claims 3 - 3** = 0 X 0 = 0

Multiple Dependent 0 X 0 = 0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ 9.00)

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	465
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1601	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (Times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 465.00)

SUBMITTED BY

Name (Print/Type)	John F. Salazar	Registration No. (Attorney/Agent)	39,353	Telephone	802-584-1135
Signature		Date	September 26, 2003		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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PTO/SB/06 (08-03)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PATENT APPLICATION FEE DETERMINATION RECORD					Application or Docket Number 1009-02-01 (ZL730/01001)	
Substitute for Form PTO-875						
CLAIMS AS FILED - PART I						
(Column 1)		(Column 2)		SMALL ENTITY		OR
FOR	NUMBER FILED	NUMBER EXTRA		RATE	FEE	
BASIC FEE (37 CFR 1.16(a))					\$ 355	
TOTAL CLAIMS (37 CFR 1.16(c))				x \$ 9 =	63	
INDEPENDENT CLAIMS (37 CFR 1.16(b))				x \$ =		
				+ \$ =		
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				TOTAL	418	
* If the difference in column 1 is less than zero, enter "0" in column 2.						
CLAIMS AS AMENDED - PART II						
(Column 1)		(Column 2)		SMALL ENTITY		OR
OTHER THAN SMALL ENTITY		(Column 3)		RATE		FEE
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		ADDITIONAL FEE		
Total (37 CFR 1.16(c))		Minus **		x \$ 9 =		9
Independent (37 CFR 1.16(b))		Minus ***		x \$ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))		Minus ***		+ \$ =		
Total (37 CFR 1.16(c))		Minus **		TOTAL ADD'L FEE		9
Independent (37 CFR 1.16(b))		Minus ***		TOTAL ADD'L FEE		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))		Minus ***		TOTAL ADD'L FEE		
Total (37 CFR 1.16(c))		Minus **		TOTAL ADD'L FEE		
Independent (37 CFR 1.16(b))		Minus ***		TOTAL ADD'L FEE		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))		Minus ***		TOTAL ADD'L FEE		
Total (37 CFR 1.16(c))		Minus **		TOTAL ADD'L FEE		
Independent (37 CFR 1.16(b))		Minus ***		TOTAL ADD'L FEE		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))		Minus ***		TOTAL ADD'L FEE		

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" in THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" in THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0109 and select option 2.

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/695,539	
	Filing Date	10/24/2000	
	First Named Inventor	Stefanovic, Zeljko	
	Art Unit	3621	
	Examiner Name	Greene, Daniel L.	
Total Number of Pages in This Submission	26	Attorney Docket Number	1009-02-01 (ZL730/01001)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s) (5 sheets)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Cover letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	post card
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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SEP 26 2003**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	John F. Salazar, Reg. No. 39,353
Signature	MIDDLETON REUTLINGER
Date	September 26, 2003

CERTIFICATE OF TRANSMISSION/MAILING	
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Typed or printed name	Pamela J. Hogan
Signature	Pamela J. Hogan
Date	9-26-2003

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OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Stefanovic et al.

Serial Number: 09/695,539

Title: SYSTEM AND APPARATUS FOR HOSTING COMBINED
ONLINE AND LIVE AUCTIONS

Group Art Unit: 3621

Examiner: Daniel L. Greene

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SEP 26 2003

Reply to Office Action under 37 CFR 1.111

In response to the Office Action dated March 26, 2003, the applicant respectfully amends
the application as follows:

Amendments to the Claims begin on page 2 of this paper.

Amendments to the Drawings begin on page 9 of this paper, including attached
replacement sheets.

Remarks begin on page 10 of this paper.

An Appendix including amended drawings figures is attached following page 10 of this
paper.

10/10/2003 WNEWTON

00000002 09695539

01 FC:2253
02 FC:2202

465.00 DP
9.00 DP

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